UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION 3:12-CR-239-GCM

| UNITED STATES OF AMERICA | |) | |
|--------------------------|------|---|--------------|
| v. | |) | <u>ORDER</u> |
| TYSON BARNES | (2) |) | |
| GLYNN HUBBARD | (4) |) | |
| TOBY HUNTER | (6) |) | |
| STEVEN JONES | (7) |) | |
| JOHN MCDOWELL | (8) |) | |
| KUROSH MEHR | (9) |) | |
| ANN TYSON MITCHELL | (10) |) | |
| JOHN WAYNE PERRY | (11) |) | |
| DONTE THOROGOOD | (12) |) | |
| CARRIE TYSON | (13) |) | |
| JAMES TYSON JR. | (14) |) | |
| JAMES TYSON SR. | (15) |) | |
| NATHAN SHANE WOLF | (16) |) | |
| WILLIAM BROWN | (18) |) | |
| BENJAMIN CLARKE | (19) |) | |
| FRANK DESIMONE | (20) |) | |
| JAMES E. FINK | (22) |) | |
| RALPH JOHNSON | (23) |) | |
| MATTHEW NEWLAND | (25) |) | |

THIS MATTER IS BEFORE THE COURT ON ITS OWN MOTION. Having received this case from the docket of another judge, this matter is now scheduled for trial on October 15, 2013 at 10:00 a.m. to be held in the Statesville Division.

AS TO ALL DEFENDANTS, the court finds that the ends of justice served by taking such action outweigh the interest of the public and defendant to a speedy trial as set forth in 8 U.S.C. § 3161(h)(8)(A), (B).

IT IS THEREFORE ORDERED that the above captioned case is set for October 15, 2013 as to all defendants, including any defendant who has not yet made an initial appearance before the court.

Signed: May 16, 2013

Graham C. Mullen United States District Judge